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*Attorneys for Defendant and Third-Party/Counterclaim-Plaintiff  
Infinity Broadcasting Corporation of Washington, D.C. n/k/a  
CBS Radio Inc. of Washington, D.C.*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

|  |                                 |
|--|---------------------------------|
| -----X                                     |                                 |
| SAMUEL L. JONES JR.,                       | :                               |
|  | :                               |
| Plaintiff,                                 | : No. 07 Civ. 5693 (BSJ) (AJP)  |
|  | :                               |
| -against-                                  | :                               |
|  | :                               |
| INFINITY BROADCASTING CORPORATION OF       | : <b>DECLARATION OF</b>         |
| WASHINGTON, D.C. n/k/a CBS RADIO INC. OF   | : <b><u>BRUCE P. KELLER</u></b> |
| WASHINGTON, D.C.,                          | :                               |
|  | : <b>EXHIBIT 1</b>              |
| Defendant.                                 | :                               |
|  | :                               |
| -----X                                     |                                 |
| INFINITY BROADCASTING CORPORATION OF       | :                               |
| WASHINGTON, D.C. n/k/a CBS RADIO INC. OF   | :                               |
| WASHINGTON, D.C.,                          | :                               |
|  | :                               |
| Counterclaimant and Third-Party Plaintiff, | :                               |
|  | :                               |
| -against-                                  | :                               |
|  | :                               |
| SAMUEL L. JONES JR.,                       | :                               |
|  | :                               |
| Counterclaim Defendant, and                | :                               |
|  | :                               |
| RADIO ONE, INC.,                           | :                               |
|  | :                               |
| Third-Party Defendant.                     | X                               |

## **EXHIBIT 1**

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July 21, 2007

BY FACSIMILE AND EMAIL

Stephen Sussman  
Lebensfeld Borker Sussman & Sharon LLP  
Two Penn Plaza, Suite 1980  
New York, New York 10121

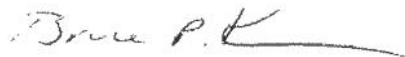
**Samuel L. Jones Jr. v. Infinity Broadcasting Corporation of Washington, D.C. n/k/a  
CBS Radio Inc. of Washington, D.C., 07 Civ. 5693 (BSJ)(AJP)**

Dear Mr. Sussman:

In your opposition papers, you repeatedly make several arguments based on Mr. Jones's current agreement with Radio One, Inc. In order to respond fully to those arguments and so that we can provide the Court with a complete factual record on which to rule, we require a copy of that agreement no later than twelve o'clock, noon, today, July 21, 2007. You may fax it to me at 212 521 7118. We also will need Mr. Jones available for testimony on Monday.

Additionally, in case you did not receive a copy yesterday at the courthouse, attached to this letter is a copy of the Order to Show Cause, endorsed by the Court yesterday.

Very truly yours,



Bruce P. Keller

Attachment

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